

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DISTRICT**

TIARA ROBINSON, as Next Friend and
Natural Mother of C.R., TIARA
ROBINSON, Individually, and
ORLANDUS ROBINSON, Individually,

Plaintiffs,

v.

NEWELL WINDOW FURNISHINGS,
INC., and J.C. PENNEY CORPORATION,

Defendants.

No. 4:10-CV-01176 JCH

**DEFENDANT J.C. PENNEY CORPORATION'S
MOTION FOR SUMMARY JUDGMENT**

Defendant J.C. Penney Corporation, pursuant to Federal Rule of Civil Procedure 56, respectfully requests that this Court enter summary judgment in its favor and against Plaintiffs. In support of this Motion, J.C. Penney Corporation submits the Statement of Uncontroverted Material Facts and Memorandum in Support of Its Motion for Summary Judgment.

WHEREFORE, Defendant J.C. Penney Corporation respectfully requests that this Court enter an order granting summary judgment in its favor and against Plaintiffs and awarding such further relief as this Court deems just and proper.

Respectfully submitted,

By: /s/ Holly A. Podulka

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CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on May 10, 2012, she filed the foregoing and this Certificate of Service with the Clerk of the Court via the Case Management/Electronic Case Filing (CM/ECF) system, which will provide electronic notice to all counsel of record.

/s/ Holly A. Podulka